

MAY 18 2006

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 18 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:

Date: May 18, 2006

Name: Terry Ward

Signature: **BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Osborne, et al.

Appln. No.: 10/737,313

Filed: December 16, 2003

For: HEMOSTASIS CANNULA

Attorney Docket No: 8627-454

Examiner: Karin M. Reichle

Art Unit: 3761

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Notice of Non-Compliant Amendment
☐ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925

Respectfully submitted,


John M. Card (Reg. No. 48,423)

May 18, 2006

Date

**RECEIVED
CENTRAL FAX CENTER****MAY 18 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Osborne, et al.
Application No.: 10/737,313
Filing Date: December 16, 2003
Title: HEMOSTASIS
CANNULA

Examiner: Karin M. Reichle
Art Unit: 3761
Attorney Docket No: 8627-454

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Office Action mailed April 25, 2006, applicants respectfully submit this paper comprising the following parts:

- | | | |
|------|--|---------|
| I. | Amendments to the Specification | Page 2 |
| II. | Amendments to the Claims | Page 7 |
| III. | Remarks | Page 14 |

Applicant notes that the Transmittal to which this paper is attached includes a Certificate of Facsimile under 37 C.F.R §1.8; and a fee statement calculating any fee(s) presently due in connection with the filing of this paper, along with an authorization to charge any fee deficiency to Deposit Account No. 23-1925.